

WAIVER OF SERVICE OF SUMMONS

TO: Terrance Montague
(Name of plaintiff's attorney or pro se plaintiff)

I acknowledge receipt of your request that I waive service of a summons in the action of Montague VS Meyers, et al, which is case number CV-00-895 in the

United States District Court for the Middle District of Pennsylvania. I have also received a copy of the complaint in the action, two copies of this instrument and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgement may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 6-2-00 (date request was sent), or within 90 days after that date if the request was sent outside the United States.

June 9, 2000

DATE

Gregory R. Neuhauser
SIGNATURE

Printed/typed name: Gregory R. Neuhauser

Title if any: Senior Deputy Attorney General

Address of Person signing: Office of Attorney General

15th Fl., Strawberry Sq.

Harrisburg, PA 17120

Party you represent: Robert W. Meyers, Robert S. Bitner, David J. Wakefield,
Terry L. Whitman, Jack Allar, Larry Lidgett, Lt. Decker
Major Yancy, Jeffrey A. Rackovan

FILED
SCRANTON

JUN 12 2000

PER 1
DEPUTY CLERK

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

Kpm

SUMMONS IN A CIVIL ACTION

Montague
Plaintiff

V.

CASE NUMBER: 1:00-cv-00895

Meyers
Defendant

TO:

(SEE COMPLAINT)

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon

Plaintiff's Attorney:

Terrance Montague
SCI-R
SCI at Rockview
BZ-2761
P.O. Box A
Bellefonte, PA 16823

an answer to the complaint which is herewith served upon you, within (20) TWENTY DAYS after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

MARY E. D'ANDREA, Clerk

BY:

Kathleen C. Malencho
Deputy Clerk

DATE: May 31, 2000

RETURN OF SERVICE - Case #1:00-cv-00895

Service of the Summons and Complaint was made by me *	DATE
NAME OF SERVER (Print)	TITLE
Check one box below to indicate method of service	
<input type="checkbox"/> Served personally upon the defendant. Place where served: <div style="border-bottom: 1px solid black; height: 1.2em; margin-top: 5px;"></div>	
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: <div style="border-bottom: 1px solid black; height: 1.2em; margin-top: 5px;"></div>	
<input type="checkbox"/> Returned unexecuted: <div style="border-bottom: 1px solid black; height: 1.2em; margin-top: 5px;"></div> <div style="border-bottom: 1px solid black; height: 1.2em; margin-top: 5px;"></div>	
<input type="checkbox"/> Other (specify): <div style="border-bottom: 1px solid black; height: 1.2em; margin-top: 5px;"></div> <div style="border-bottom: 1px solid black; height: 1.2em; margin-top: 5px;"></div>	
STATEMENT OF SERVICE FEES	
TRAVEL	SERVICES
	TOTAL
DECLARATION OF SERVER	
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p>	
Executed on <div style="border-bottom: 1px solid black; height: 1.2em; display: inline-block; width: 200px;"></div> Date	<div style="border-bottom: 1px solid black; height: 1.2em; display: inline-block; width: 200px;"></div> Signature of Server
<div style="border-bottom: 1px solid black; height: 1.2em; display: inline-block; width: 200px;"></div> Address of Server	

*) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

SUMMONS IN A CIVIL ACTION

PARTIES FOR CASE #1:00-cv-00895

Terrance Montague
 plaintiff

v.

Robert W. Meyers
 defendant
Robert S. Bitner
 defendant
David J. Wakefield
 defendant
Terry L. Whitman
 defendant
Jack Allar
 defendant
Larry Lidgett
 defendant
Lt. Decker
 defendant
Major Yancy
 defendant
Jeffrey A. Rackovan
 defendant